

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

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ALTAGRACIA POPA, AURELIA SANCHEZ
and TERESA OVALLES and on behalf of all
other similarly situated,

Civil Case No. 12-CV-07957
(KBF)(SN)

Plaintiffs,

-against-

HOME HEALTH CARE SERVICES, INC.
and RUTH FORESTINE, PRESIDENT,

Defendants.
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**NOTICE OF DEFENDANTS' MOTION
TO DISMISS COMPLAINT**

PLEASE TAKE NOTICE that upon the accompanying Declaration of Ruth Forestine dated November 15, 2012, and all exhibits annexed thereto, the accompanying Defendants' Memorandum of Law in Support of Motion to Dismiss, dated November 16, 2012, and all other papers and proceedings in this matter, Defendants will move before the Honorable Katherine B. Forrest, United States District Court Judge, at the United States Courthouse, Room 15A, 500 Pearl Street, New York, New York for an Order, pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, granting Defendants' Motion to Dismiss in its entirety with prejudice, and for such other and further relief as the Court may deem just and proper.

PLEASE TAKE FURTHER NOTICE that, opposition papers are due within seven (7) days of service of the moving papers, and that reply papers are due within two (2) days of service of the opposition papers.

Dated: Garden City, New York
November 16, 2012

MORITT HOCK & HAMROFF LLP
Attorneys for Defendants
Home Health Care Services, Inc. and
Ruth Forestine

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